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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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10 NEVA LEMA,

C 09-0494 VRW

11 Plaintiff,

12 V

13 MARIE CALLENDER'S #86 CONCORD, et
14 al,

15 Defendants.

16 _____/
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18 The court is in receipt of plaintiff's motion to be
19 relieved of General Order 56, Doc #11, and defendants' response,
20 Doc #12. Because plaintiff fails to establish good cause for such
21 relief, the request, Doc #11, is DENIED.

22 Defendants, in response to plaintiff's request, contend
23 that "Marie Callender's made substantial alterations to the subject
24 premises after Plaintiff's alleged visits. * * * The alterations
25 requested by Plaintiff in her complaint are all moot." Doc #12 at
26 3. The court HEREBY REFERS the above-captioned matter to a
27 magistrate judge pursuant to 28 USC §636 for proposed findings of
28 fact and recommendation as to the issue of mootness. The

1 magistrate shall identify the alterations plaintiff requested,
2 consider evidence relating to any remedial alterations and make
3 proposed findings whether such alterations moot all or some of
4 plaintiff's claims.

5 In addition to or in lieu of preparing a report and
6 recommendation, the magistrate may conduct a settlement conference
7 should it appear that settlement would produce a more timely and
8 economical resolution of the matter.

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10 IT IS SO ORDERED.
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13 VAUGHN R WALKER
14 United States District Chief Judge
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